IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

TUESDAY, THE 24TH JULY 2007 / 2ND SRAVANA 1929

OP.No. 7881 of 2000(L)

PETITIONERS:
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1. **K.PRABHAKARAN, KOOTTANKOTTIL HOUSE, PUNCHAPADAM POST MANNARKAD TALUK, PALGHAT DISTRICT.**

2. **V.CHANDRAN, KARATTUMEETHAL HOUSE, KAKKODI VILLAGE, P.O.MOREEKARA, KOZHIKODE TALUK.**

3. **P.R.ANEESH, SREENARAYANAPURAM VILLAGE, POST KOTHAPARAMBA, KODUNGALLUR TALUK, THRISSUR DISTRICT.**

4. **A.RAMAKRISHNAN, AKKAPARAMBIL HOUSE, CHETHALLOOR POST THACHANATTUKARA II VILLAGE, MANNARKAD TALUK, PALAKKAD DISTRICT.**

BY ADV. SRI.A.SUDHI VASUDEVAN
SMT.BINDU MOHANDAS

RESPONDENTS:
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1. **STATE OF KERALA, REP.BY PRINCIPAL SECRETARY, TO GOVERNMENT , TAXES (A.DEPT.) GOVERNMENT OF KERALA, TRIVANDRUM.**

2. **COMMISSIONER OF EXCISE, COMMISSIONER OF EXCISE, TRIVANDRUM.**

3. **DISTRICT COLLECTOR, KOZHIKODE.**

4. **ASST.EXCISE COMMISSIONER, KOZHIKODE.**

BY GOVERNMENT PLEADER SRI.V.T.K.MOHANAN

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 24/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

OP. NO.7881/2000

ORDER ON CMP. NO.13116/2000 IN OP. NO.7881/2000

DISMISSED

24.07.2007 SD/- T.R.RAMACHANDRAN NAIR, JUDGE

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE NOTIFICATION BEARING G.O.(P) NO.34/99/TD DT. 23.2.99 ISSUED BY THE 1ST RESPONDENT.

EXT.P2:- COPY OF THE NOTICE DT. 31.3.99 ISSUED BY THE 4TH RESPONDENT TO PETITIONER 1 TO 3.

EXT.P3:- COPY OF THE NOTICE DT. 31.3.99 ISSUED BY THE 4TH RESPONDENT TO THE 4TH PETITIONER.

EXT.P4:- COPY OF THE NOTIFICATION DT. 29.2.2000 ISSUED BY THE 1ST RESPONDENT.

EXT.P5:- COPY OF THE ORDER BEARING NO.20500/98 DT. 31.3.99 PASSED BY THE 2ND RESPONDENT.

/TRUE COPY/

P.A. TO JUDGE

tss

T.R.RAMACHANDRAN NAIR, J.

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O.P.No.7881 of 2000-L.

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Dated this the 24th day of July, 2007.

J U D G M E N T

The challenge is against Ext.P4 notification whereby the auction of the Privilege of Vending Toddy and Foreign Liquor specified within the Excise Ranges for the period of one year from 1.4.2000 to 31.3.2001. As per the interim order dated 13.3.2000 the confirmation of the auction was made subject to the result of the writ petition. Since the period in question is already over, the Original Petition has become infructuous and the same is dismissed as infructuous.

T.R.RAMACHANDRAN NAIR, JUDGE.

Kvs/-